

AS OF NOVEMBER 3, 2004

**JUDGE BARR'S
SELF-CALENDARING INSTRUCTIONS
SANTA ANA**

The self-calendar system is designed to allow both counsel and parties to schedule hearing dates for matters heard on regular notice, without having to contact the Calendar Clerk to obtain a hearing date. Matters that do not require hearings may be filed in accordance with Local Bankruptcy Rule 9013-1(g)(1).

I. Matters which may be self-calendared:

Matters requiring more than 15 minutes **may not** be self calendared. However, if the matter to be heard will require no more than 15 minutes and falls within one of the following categories, parties may select their own hearing dates and times from those noted below.

- A. **Motions for Relief From Stay**
- B. **Disclosure Statements**
- C. **Objections to claims (20 or less)**
- D. **Employment Applications**
- E. **Any motion in a chapter 7, 11 or 13 case or an adversary proceeding not identified in section II below as being ineligible for self-calendaring**

II. Matters which **may not** be self-calendared. regardless of anticipated length of hearing:

- A. To obtain hearing dates/times on the types of matters noted immediately below, contact Judge Barr's chambers at (714) 338-5430
 - 1. Emergency motions (including motions arising under General Order 02-02)
 - 2. Ex parte matter
 - 3. Motion for summary judgment
- B. To obtain hearing dates/times on the types of matters noted on the following list, contact Judge Barr's calendar clerk at (714) 338-5383.
 - 1. Clusters of related matters that would ordinarily be set for hearings separately but which have common issues of law or fact.
 - 2. Mass objections to claims (more than 20 objections set for a single hearing)
 - 3. Reaffirmation Agreements
 - 4. Fee Applications in chapter 7 and chapter 11 cases.

For matters that may be self-calendared, follow the steps outlined below:

- STEP 1:** Identify available dates and times for the type of matter that you want to calendar by referring to the calendars posted in the Judge's courtroom or on the Court's website (www.cacb.uscourts.gov) or by calling the Court's general information number (714) 338-5300 and selecting the menu options necessary to direct you to calendaring information for Judge Barr.
- **PLEASE NOTE: Calendar dates are subject to periodic revision**, so please verify that you are referring to a *current version* of the Judge's monthly calendar.
- STEP 2:** Prepare a notice of hearing for the date and time that you have selected. If your motion is for relief from stay you must provide notice in the same form as outlined by Local Bankruptcy Rule 9013-1(1)(e) (Local Forms series 350).
- **PLEASE NOTE:** By choosing a date for a relief from stay hearing that is greater than 30 days from the date you file your motion, you are deemed to have waived the time limits of Bankruptcy Code Section 362(e)
- STEP 3:** Give sufficient notice of all matters to all parties entitled to receive such notice pursuant to applicable provisions of the Local Bankruptcy Rules and Federal Rules of Bankruptcy Procedure. Moving parties should refer to Local Bankruptcy Rule 9013-1(a)(6) regarding service of the motion and notice of the hearing and Local Bankruptcy Rule 9013-1(a)(13) regarding evidence supporting the motion.
- STEP 4:** File your moving papers in a timely manner! Refer to the Local Bankruptcy Rules and Federal Rules of Bankruptcy Procedure for applicable filing deadlines. If proof of service is insufficient the motion may be continued or denied. When you file the pleadings, include a courtesy copy of all papers for the Judge with the time and date of the scheduled hearing placed beneath the title of the pleading.
- STEP 5:** If the date/time you have selected is unavailable, the Calendar Clerk will contact you to arrange an alternative date/time.
- STEP 6:** Bring your proposed order to the hearing, together with whatever notices of entry, copies and envelopes may be required, so that the Judge can sign the order at the hearing if your motion is granted. **Do not lodge the proposed order prior to the hearing.** (You may, however, send the proposed order to other parties if you wish to afford them an opportunity to review the form of the order before the hearing.)

AVAILABLE HEARING DATES FOR JUDGE JAMES N. BARR
Santa Ana Cases

1. RELIEF FROM STAY MOTIONS will be held in Courtroom 6D and may be set on the following dates:

November	30	at	10:00 a.m.
December	1	at	10:00 a.m.
December	7	at	10:00 a.m.
December	14	at	10:00 a.m.
December	15	at	10:00 a.m.
December	21	at	10:00 a.m.
December	22	at	10:00 a.m.
January	11	at	10:00 a.m.
January	12	at	10:00 a.m.
January	18	at	10:00 a.m.
January	19	at	10:00 a.m.
January	25	at	10:00 a.m.
January	26	at	10:00 a.m.
February	1	at	10:00 a.m.
February	2	at	10:00 a.m.
February	8	at	10:00 a.m.
February	15	at	10:00 a.m.
February	16	at	10:00 a.m.
February	22	at	10:00 a.m.
February	23	at	10:00 a.m.

2. CHAPTER 7, 11 & 12 LAW AND MOTIONS with a time estimate at no more than 15 minutes will be held in Courtroom 6D and may be set on the following dates:

December	15	at	10:30 a.m.
December	21	at	10:30 a.m.
December	22	at	10:30 a.m.
January	12	at	10:30 a.m.
January	19	at	10:30 a.m.
January	25	at	10:30 a.m.

January	26	at	10:30 a.m.
February	1	at	10:30 a.m.
February	2	at	10:30 a.m.
February	16	at	10:30 a.m.
February	22	at	10:30 a.m.
February	23	at	10:30 a.m.

3. ALL CHAPTER 13 LAW AND MOTION MATTERS will be held in Courtroom 6D and may be set on the following dates:

December	21	at	3:00 p.m.
January	25	at	3:00 p.m.
February	22	at	3:00 p.m.

4. DISCLOSURE STATEMENTS will be held in Courtroom 6 D and may be set on the following dates:

December	14	at	11:00 a.m.
January	18	at	11:00 a.m.
February	15	at	11:00 a.m.
March	1	at	11:00 a.m.
March	29	at	11:00 a.m.